

0032



C/007/041  
C/015/032  
C/007/019  
C/007/033

Incoming

3

P.O. Box 910, East Carbon, Utah 84520  
Telephone (435) 888-4000 Fax (435) 888-4002

Utah Division of Oil, Gas & Mining  
Utah Coal Program  
1594 West North Temple, Suite 1210  
P.O.Box 145801  
Salt Lake City, UT 84114-5801

December 12, 2008

Attn: Daron Haddock  
Permit Supervisor

Re: 2007 Annual Reports:  
West Ridge Mine C/007/041  
Crandall Canyon Mine C/015/032  
Tower Mine (Centennial) C/007/019  
Wildcat Loadout C/007/033

Dear Mr. Haddock:

Enclosed are copies of replacement pages for "COMMITMENTS AND CONDITIONS" from the 2007 Annual Reports for the referenced operations. The check boxes for these pages was inadvertently left unchecked, as we recently discussed. Please note the following points of explanation:

1) For Wildcat Loadout, Soils R645-301-200, "Use of a Vacuuming System to Pick Up Wind-Blown Coal Fines at the Minesite"-----The Division has determined that it does not want the fines vacuumed up. Instead, we have committed to remove the fine with heavy equipment as proposed in the 2008 Expansion Plan/Response to Division Order DO-04. This response is presently under review by the Division.

2) For the West Ridge Mine, Soils R645-301-200, "Experimental Practice Field Trials"---  
----This commitment was not met in 2007 due to company oversight. It should be noted that this commitment has been satisfied for the 2008 year.

3) For the West Ridge Mine, Soils R645-301-200, "Soil Sampling of Fill at T1, T2, T3"--  
----This commitment was not met in 2007 due to company oversight. It should be noted that this commitment has been satisfied for the 2008 year.

4) For the West Ridge Mine, Biology R645-301-300, "Mexican Spotted Owl Survey"-----  
----This survey is no longer required. After this commitment was made the Division of Wildlife

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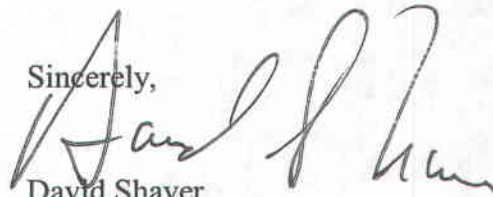
DIV. OF OIL, GAS & MINING

Daron Haddock  
Dec. 12, 2008  
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Resources determined that, based on newer USFW protocol, none of the area within the West Ridge Mine permit area was suitable habitat for Mexican Spotted Owl. This issue was formally addressed with the Division in Appendix 3-9 (incorporated Feb. 15, 2002) and Appendix 3-9A (incorporated April 15, 2005).

I apologize for not having checked thr boxes during the original submittal. It was a time of transition with the new compaby take-over, with everyone assuming new responsibilities. It was an oversite that will not be repeated for the 2008 annual reports. If you have questions or comments please contact me at (435) 888-4017.

Sincerely,

A handwritten signature in black ink, appearing to read "David Shaver", written over the typed name.

David Shaver  
Resident Agent

# APPLICATION FOR PERMIT PROCESSING

Permit Change ☐New Permit ☐Renewal ☐Transfer ☐Exploration ☐Bond Release ☐

Permit Number: C/007/041, et al

Title of Proposal: Completed checklist for 2007 annual report

Mine: WEST RIDGE MINE, et al

(Includes C/007/041, C/015/032, C/007/019, and C/007/033)

Permittee: WEST RIDGE Resources, Inc., et al

Description, include reason for application and timing required to implement:.

Instructions: If you answer yes to any of the first 8 questions (gray), submit the application to the Salt Lake Office. Otherwise, you may submit it to your reclamation specialist.

- |                              |  |  |
|------------------------------|--|--|
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? _____ acres Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 2. Is the application submitted as a result of a Division Order?   |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 4. Does application include operations in hydrologic basins other than as currently approved?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 5. Does application result from cancellation, reduction or increase of insurance or reclamation bond?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 6. Does the application require or include public notice/publication?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 7. Does the application require or include ownership, control, right-of-entry, or compliance information?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 9. Is the application submitted as a result of a Violation?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 10. Is the application submitted as a result of other laws or regulations or policies? Explain:  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 11. Does the application affect the surface landowner or change the post mining land use?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 12. Does the application require or include underground design or mine sequence and timing?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 13. Does the application require or include collection and reporting of any baseline information?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 15. Does application require or include soil removal, storage or placement?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 16. Does the application require or include vegetation monitoring, removal or revegetation activities?   |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 17. Does the application require or include construction, modification, or removal of surface facilities?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 18. Does the application require or include water monitoring, sediment or drainage control measures?   |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 19. Does the application require or include certified designs, maps, or calculations?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 20. Does the application require or include subsidence control or monitoring?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 21. Have reclamation costs for bonding been provided for?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream?   |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 23. Does the application affect permits issued by other agencies or permits issued to other entities?  |

**Attach 3 complete copies of the application.**

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations herein. (R645-301-123)

Signed - Name - Position - Date

Subscribed and sworn to before me this 5<sup>th</sup> day of December 2008My Commission Expires:  
Attest: STATE OF  
COUNTY OF

Notary Public

April 6, 2009



Notary Public  
LINDA KERNS  
345 N. 700 E.  
Price, UT 84501  
My Commission Expires  
April, 6, 2009  
State of Utah

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DIV. OF OIL, GAS &amp; MINING

ASSIGNED TRACKING NUMBER



**Title of Application:**

Permit Number: C/007/041  
et al

Mine: WEST RIDGE MINE, et al

Permittee: WEST RIDGE  
RESOURCES,et al

Provide a detailed listing of all changes to the mining and reclamation plan which will be required as a result of this proposed permit application. Individually list all maps and drawings which are to be added, replaced, or removed from the plan. Include changes of the table of contents, section of the plan, pages, or other information as needed to specifically locate, identify and revise the existing mining and reclamation plan. Include page, section and drawing numbers as part of the description.

[illegible]

Any other specific or special instructions required for insertion of this proposal into the Mining and Reclamation Plan?

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## 2007 ANNUAL REPORT

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**CERTIFIED REPORTS**

List the certified inspection reports as required by the rules and under the approved plan that must be periodically submitted to the Division. Specify whether the information is included as Appendix A to this report or currently on file with the Division.

Certified Reports:	Required		Included or DOGM file location		Comments
	Yes	No	Included	Vol, Chapter, Page	
Excess Spoil Piles	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
Refuse Piles	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
Impoundments	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
Other					
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		

**COMMITMENTS AND CONDITIONS**

The Permittee is responsible for ensuring annual technical commitments in the MRP and conditions accepted with the permit are completed throughout the year. The Division has identified these commitments below and has provided space for you to report what you have done during the past year for each commitment. If the particular section is blank, no commitment has been identified and no response is required for this report. If a written response is required, it should be filed under Appendix B to this report.

Admin R645-301-100	
Soils R645-301-200	
Biology R645-301-300	
Has this commitment been acted on this year?  Yes <input type="checkbox"/> No <input type="checkbox"/>  Not Required for this year. <input checked="" type="checkbox"/>	<b>Title: CULTURAL RESOURCES</b> <b>Objective:</b> If during the course of mining operations, previously unidentified cultural resources are discovered, the Permittee shall ensure that the site(s) is not disturbed and shall notify the Division of Oil, Gas, and Mining. The Division, after coordination with OSM, shall inform the Permittee of necessary actions required. The Permittee shall implement the mitigation measures required by the Division within the time frame specified by the Division. <b>Frequency:</b> As needed. <b>Status:</b> Ongoing. <b>Reports:</b> Annually. <b>Citation:</b> Permit Condition Sec. 16.

<p>Has this commitment been acted on this year?</p> <p>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Not Required for this year. <input type="checkbox"/></p>	<p><b>Title: RAPTOR SURVEY</b></p> <p><b>Objective:</b></p> <p><b>Frequency:</b> Annually or as long as the gob vent wells are in operation.</p> <p><b>Status:</b> Ongoing.</p> <p><b>Reports:</b> Annually.</p> <p><b>Citation:</b> Appendix X, chapter 3, page 3-4, paragraph 6.</p>
<p>Has this commitment been acted on this year?</p> <p>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Not Required for this year. <input type="checkbox"/></p>	<p><b>Title: SAGE GROUSE NEST SITE EVALUATION</b></p> <p><b>Objective:</b> Prior to development of the well site a Sage Grouse nest site evaluation will be conducted by a knowledgeable wildlife biologist. If nests are located an alternative drill site location will be determined.</p> <p><b>Frequency:</b> Based on the need to drill additional de-gas wells.</p> <p><b>Status:</b> Ongoing.</p> <p><b>Reports:</b> Annually.</p> <p><b>Citation:</b> Appendix X, chapter 3, page 3-5, paragraph 1.</p>
<p>Landuse, Cultural Resources, Air Quality R645-301- 400</p>	
<p>Engineering R645-301-500</p>	
<p>Has this commitment been acted on this year?</p> <p>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Not Required for this year. <input type="checkbox"/></p>	<p><b>Title: SUBSIDENCE MONITORING</b></p> <p><b>Objective:</b> Determine subsidence effects.</p> <p><b>Frequency:</b> Annually.</p> <p><b>Status:</b> On going.</p> <p><b>Reports:</b> Submit surveyed monitoring data to Division by June 30, annually.</p> <p><b>Citation:</b> MRP.</p>
<p>Geology R645-301-600</p>	
<p>Hydrology R645-301-700</p>	
<p>Has this commitment been acted on this year?</p> <p>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Not Required for this year. <input type="checkbox"/></p>	<p><b>Title: WATER MONITORING</b></p> <p><b>Objective:</b> Monitoring of in-mine water will occur if underground mining encounters flows from a single source of 3 gpm or greater and sustained at a rate of 3 gpm or greater for a period of 30 days.</p> <p><b>Frequency:</b> Observe throughout the year.</p> <p><b>Status:</b> Ongoing.</p> <p><b>Reports:</b> Sustained flows will be monitored and reported as a monitoring site.</p> <p><b>Citation:</b> Volume 1, Chapter 7, Page 7-5.</p>



Has this commitment been acted on this year? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Required for this year. <input type="checkbox"/>	<b>Title: WATER MONITORING</b> <b>Objective:</b> Permittee commits to monitoring surface water stations with an emphasis on storm events. Every effort will be made to collect samples during runoff on a quarterly basis, should runoff occur. <b>Frequency:</b> Observed throughout the year. <b>Status:</b> On-going. <b>Reports:</b> Included in quarterly reports to Division database. <b>Citation:</b> Volume 1, Chapter 7, Page 7-6.
Has this commitment been acted on this year? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Required for this year. <input type="checkbox"/>	<b>Title: WATER MONITORING</b> <b>Objective:</b> If ever there is a discharge at any UPDES location, field measurements of flow, air and water temperature, pH and EC will be made, as well as flow. <b>Frequency:</b> Throughout the year. <b>Status:</b> Ongoing. <b>Reports:</b> Quarterly submission to the Division database. <b>Citation:</b> Volume 1, Chapter 7, Page 7-7.
Bonding & Insurance R645-301-800	
<b>Other Commitments</b>	

\*Reminder: If equipment has been abandoned during 2007, an amendment must be submitted that includes a map showing its location, a description of what was abandoned, whether there were any hazardous or toxic materials and any revision to the PHC as necessary.

## REPORTING OF OTHER TECHNICAL DATA

List other technical data and information as required under the approved plan, which must be periodically submitted to the Division. Specify whether the information is included as Appendix B to this report or currently on file with the Division.

## LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

Change in administration or corporate structure can often bring about necessary changes to information found in the mining and reclamation plan. The Division is Requesting that each permittee review and update the legal, financial, compliance and related information in the plan as part of the annual report. Please provide the Department of Commerce, Annual Report of Officers, or other equivalent information as necessary to ensure that the information provided in the plan is current. Provide any other change as necessary regarding land ownership, lease acquisitions, legal results from appeals of violations, or other changes as necessary to update information required in the mining and reclamation plan. Include certified financial statements, audits or worksheets, which may be required to meet bonding requirements. Specify whether the information is currently on file with the Division or included as Appendix C to the report.